

Emergency Drought Relief Change Request

May 4, 2005



State of Washington
Department of Ecology
3601 West Washington
Yakima, Washington 98903-1164

RE: Zaser & Longston, Inc. d/b/a Keystone Fruit Company L.L.C.

Emergency Temporary Seasonal Change

- Surface Water Certificate No. 10416
- (Priority Date 1/22/65 – Non-Interruptible)
- Transfer Upstream to Orchards
- Surface Water Certificate No. 11749
- (Priority Date-Non-Interruptible)
- Transfer Upstream to Orchards
- Surface Water Permit No. S4-26554P
- (Priority Date 2/4/80 – Interruptible)
- Transfer Downstream for Alfalfa Production
- Surface Water Permit No S4-26567P
- (Priority Date 2/26/80 – Interruptible)
- Transfer Downstream for Alfalfa Production
- Surface Water Permit No. S4-28272P
- (Priority Date 8/5/83 – Interruptible)
- Transfer Downstream for Alfalfa Production

Dear Mr. Phillip Kerr:

After our meeting late last month, it appears that we are closer than ever to getting the water right changes that were started nearly ten years ago finalized. Unfortunately it appears that the Okanogan River will most likely experience less than minimum flows in 2005.

Because we do not know how long it will actually take to implement the changes permanently, Keystone Fruit Company requests that the changes outlined above be granted under an emergency drought relief status for the 2005 crop year.

If there is anything I am able to do to expedite these changes, please feel free to call me anytime.

Thank you for your attention in this matter,

Marlin Ward

Keystone Fruit Company LLC.
Riverside Washington 98849

Phone 826-0836
Fax 826-1238



STATE OF WASHINGTON

DEPARTMENT OF ECOLOGY

15 West Yakima Avenue, Suite 200 • Yakima, Washington 98902-3452 • (509) 575-2490

May 10, 2001

CERTIFIED MAIL

Keystone Fruit LLC
1802 136th PI NE
Bellevue WA 98005

**RE: Emergency Drought Change Authorizations
(CS4-26554P, CS4-26567P, and CS4-28272P)**

Enclosed please find copies of the Department of Ecology's Emergency Drought Change Authorizations. These reports constitute our determination and order regarding the above-referenced applications for change. If you have any questions or concerns about any of this information, please call Carol Mortensen of the Department of Ecology at (509) 575-2597.

This Order may be appealed pursuant to RCW Chapter 43.21B. The person to whom this Order is issued must file an appeal with the Pollution Control Hearings Board within thirty (30) days of receipt of this Order. Send the appeal to: Pollution Control Hearings Board, P.O. Box 40903, Olympia, Washington 98504-0903. At the same time, a copy of the appeal must be sent to: Department of Ecology, Fiscal Office, P.O. Box 47615, Olympia, Washington 98504-7615. All others receiving notice of this Order must file an appeal with the Pollution Control Hearings Board within thirty (30) days of the date the Order was mailed in the same manner described above.

Sincerely,

Robert F. Barwin, Section Manager
Water Resources Program

RFB:gg
010528a

Enclosures: Report of Findings and Decision

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Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

WR-88

I also wish to receive the following services (for an extra fee):

1. ☒ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Keystone Fruit LLC
1802 136th PI NE
Bellevue WA 98005

4a. Article Number

2105-6146

4b. Service Type

- | | |
|---|---|
| <input type="checkbox"/> Registered | <input checked="" type="checkbox"/> Certified |
| <input type="checkbox"/> Express Mail | <input type="checkbox"/> Insured |
| <input type="checkbox"/> Return Receipt for Merchandise | <input type="checkbox"/> COD |

7. Date of Delivery

5. Received By: (Print Name)

8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent)

X

PS Form 3811, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

PLACE STICKER AT TOP OF ENVELOPE
TO THE RIGHT OF RETURN ADDRESS.
FOLD AT DOTTED LINE

CERTIFIED MAIL



7000 0520 0023 2105 6146
7000 0520 0023 2105 6146

U.S. Postal Service

CERTIFIED MAIL RECEIPT

(Domestic Mail Only; No Insurance Coverage Provided)

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

Postmark
Here

Recipient's Name (Please Print Clearly) (To be completed by mailer)

Keystone Fruit LLC (634-28272P)

Street, Apt. No.; or PO Box No.

City, State, ZIP+ 4

PS Form 3800, February 2000

See Reverse for Instructions



STATE OF WASHINGTON

DEPARTMENT OF ECOLOGY

15 West Yakima Avenue, Suite 200 • Yakima, Washington 98902-3452 • (509) 575-2490

May 10, 2001

To: Gary Passmore, Colville Confederated Tribes

RE: **Emergency Drought Change Authorizations re: Keystone Fruit LLC
(CS4-26567P, CS4-26554P, and CS4-28272P)**

Enclosed is are copies of the Department of Ecology's Report, which constitutes our determination and order regarding the above-referenced applications. If you have any questions or concerns about any of this information, please call Carol Mortensen of the Department of Ecology at (509) 575-2597.

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Sincerely,

A handwritten signature in black ink, appearing to read "RFB", followed by a horizontal line.

Robert F. Barwin, Section Manager
Water Resources Program

RFB:gg
010528b

Enclosures: Findings of Fact and Decision

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